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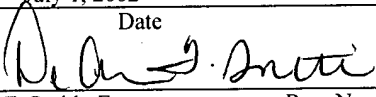
Re: U.S. Patent Application Serial No. 09/785,276  
Filed: February 16, 2001  
Title: *NOVEL GENES, COMPOSITIONS, KITS, AND METHODS  
FOR IDENTIFICATION, ASSESSMENT, PREVENTION, AND  
THERAPY OF HUMAN PROSTATE CANCER*  
Inventors: Robert Schlegel, *et al.*  
Our Ref.: MRI-007B

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

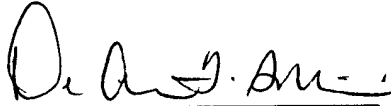
1. Response to Restriction Requirement (3 pages);
2. Transmittal Letter for Compact Discs Containing Sequence Listing (1 page);
3. CD-R containing Sequence Listing;
4. Supplemental Response to Notice to File Missing Parts (2 pages); and
5. Pre-Paid Acknowledgment Postcard.

Please charge any necessary fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. A duplicate of this sheet is enclosed.

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Date	
	
DeAnn F. Smith, Esq.	Reg. No. 36,683

Respectfully submitted,

LAHIVE & COCKFIELD, LLP

  
DeAnn F. Smith, Esq.  
Attorney for Applicants  
Reg. No. 36,683

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Robert Schlögl, et al.

Serial No.: 09/785,276

Filed: February 16, 2001

For: *NOVEL GENES, COMPOSITIONS, KITS, AND METHODS FOR IDENTIFICATION, ASSESSMENT, PREVENTION, AND THERAPY OF HUMAN PROSTATE CANCER*

Attorney Docket No.: MRI-007B

Group Art Unit: 163

Examiner: Jeanine Goldberg



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July 1, 2002

Date of Signature and of Mail Deposit

By:

DeAnn F. Smith, Esq.  
Reg. No. 36,683  
Attorney for Applicants

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

This is in response to the restriction requirement set forth in the Office Action dated June 13, 2002 (Paper No. 6).

The Examiner has required restriction to one of the following inventions under 35 U.S.C. §121:

- I. Claims 1-3, 6, 13, 46-48, 53 drawn to isolated nucleic acids, vectors, host cells, methods of detecting the nucleic acid, classified in class 536, subclass 23.1, for example.

- II. Claim 4, 48, 53 drawn to polypeptides, classified in class 530, subclass 350.
- III. Claim 5, 8, 48-51, 53 drawn to an antibody and methods of making isolated hybridomas, classified in class 424, subclass 130.1 and 435/69.1.
- IV. Claim 7, 14-15, 17-22, 28-35, 37-39, 57-58, 60-63, 65-66 drawn to methods of detecting polypeptides, classified in class 435, subclass 7.1.
- V. Claims 9-12, 14-15, 23-34, 36-39, 57, 59-62, 64-66 drawn to methods of detecting prostate cancer using nucleic acids, classified in class 435, subclass 6.
- VI. Claims 40-45, 52, drawn to methods of inhibiting and selecting compositions which inhibit prostate cancer, classified in class 514, subclass 2, for example.
- VII. Claims 54-56, drawn to inhibiting prostate cancer by altering expression of a gene, classified in class 536, subclass 24.5, 514/44.

Applicants hereby elect the **Group I** invention (claims 1-3, 6, 13, 46-48 and 53) for prosecution in this application, *without traverse*.

Applicants also wish to elect **SEQ ID NO:32** from Table 1. Applicants submit herewith a Substitute Sequence Listing containing the elected sequence, SEQ ID NO:32.

**SUMMARY**

If a telephone conversation with Applicants' Attorney would expedite the prosecution of the above-identified application, the Examiner is urged to call Applicants' Attorney at (617) 227-7400.

Respectfully submitted,

LAHIVE & COCKFIELD, LLP

A handwritten signature in dark ink, appearing to read "DeAnn F. Smith", is written over a horizontal line.

DeAnn F. Smith, Esq.  
Reg. No. 36,683  
Attorney for Applicants

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Date: **July 1, 2002**